

## **Request for City Council for the City of Ingleside, Texas**

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**Subject:** Texas Commission on Environmental Quality (TCEQ)  
Notice of Violations

**Submitted By:** Donald Paty, Director of Public Works

**For The Agenda of:** December 16, 2014

**Attachments:** Notice of Violation: Chemical Monitoring, Routine, Major  
Notice of Violation: Chlorine Monitoring, Routine, Major  
Public Notice to Water Customers – Chemical Monitoring  
Public Notice to Water Customers – Chlorine Monitoring

**Summary Statement:**

The City of Ingleside Water Department received two notices of violations for monitoring/reporting issues. All testing was done in a timely manner, with satisfactory results. Reporting violations were due to clerical errors as noted in the attached Public Notice to Water Customers for each violation.

All test results have been released by the laboratory and reported to TCEQ at this time with satisfactory testing results.

The Public Notice must be mailed to water customers by January 20, 2015 and then reported to TCEQ to resolve this notice of violation. The printing of the notice is expected to be complete by 12/15/14 and the notices mailed out to all water customers by no later than January 5, 2015.

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Bryan W. Shaw, Ph.D., P.E., *Chairman*  
Toby Baker, *Commissioner*  
Zak Covar, *Commissioner*  
Richard A. Hyde, P.E., *Executive Director*



PWS\_2050002\_CO\_20141022\_NOV

RN101197655

CN600642995

original - Pete  
Copy - Jim  
Danced

**RECEIVED**

OCT 28 2014

**City of Ingleside**

## Texas Commission on Environmental Quality

Protecting Texas by Reducing and Preventing Pollution

October 22, 2014

### **Delivered Via Regular Mail**

CITY OF INGLESIDE  
PETE PERKINS, MAYOR  
PO BOX 400  
INGLESIDE, TX 78362-0400

**SUBJECT: Notice of Violation: CHEMICAL MONITORING, ROUTINE MAJOR**  
CITY OF INGLESIDE - PWSID: 2050002  
SAN PATRICIO County, TX

**This letter contains important information about compliance requirements for your public water system.**

Attention: Public Water System Owner / Manager / Operator

The Texas Commission on Environmental Quality (TCEQ) has determined that CITY OF INGLESIDE has a monitoring and reporting violation for failing to monitor and submit the required chemical results as described in Title 30, Texas Administrative Code (30 TAC), §290, Subchapter F. The attached Monitoring and Reporting Violation Report summarizes each violation by monitoring period and rule.

### **PUBLIC NOTIFICATION REQUIRED BY: January 20, 2015**

The public notification requirements are described in 30 TAC §290.122 and include:

Within 90 days of notification of violation, at a minimum, you must provide notice by mail/direct delivery to bill-paying customers to which water is delivered. The public notice must use the enclosed mandatory language for every notice, and include a brief statement about what you plan to do to fix the problem as described in 30 TAC §290.122(d). This statement must describe what actions the water system is taking to correct the violation, and when the water system expects to return to compliance.

You are required to repeat the notice every twelve months for as long as the violation persists. You should use the same method that you used for the initial notice. Please send a copy of the public notification and a signed Certificate of Delivery for Public Notice to this office within 10 days after it has been delivered. Mail to:

**TCEQ - Drinking Water Inventory & Enforcement Team**

**Attn: Public Notice (MC-155)**

**P.O. Box 13087**

**Austin, TX 78711-3087**

Please note that enforcement actions resulting from noncompliance may result in fines for each violation.

Failure to pay laboratory fees is a frequent reason for monitoring and reporting violations. If required samples were collected but not reported to the TCEQ please contact the laboratory first to arrange for release of your results. You may contact the Texas Department of State Health Service Bureau of Laboratories at (512) 458-7317, the Lower Colorado River Authority Environmental Laboratory Services at (512) 730-6320, and the Crisp Analytical Laboratories at (972) 242-2754.

To view your public water system information, including the status of your violation(s), visit Texas Drinking Water Watch at: [<http://dww.tceq.texas.gov/DWW/>](http://dww.tceq.texas.gov/DWW/)

If you have questions regarding this **monitoring and reporting violation**, please contact:

Amy Jean Katterjohn, Chemical Monitoring Coordinator  
Phone: (512)239-6141  
Fax : (512) 239-6050  
Email: AmyJean.Katterjohn@tceq.texas.gov

If you have questions regarding **public notice requirements**, please contact:

Kristine Krieg, Public Notice Compliance Coordinator  
Phone: 512-239-5723  
Fax: (512) 239-3666  
Email: Kristine.Krieg@tceq.texas.gov

Sincerely,



Gary Chauvin, Manager  
Public Drinking Water Section (MC-155)  
Water Supply Division  
Texas Commission on Environmental Quality

GC/av

Enclosures

cc: TCEQ Region 14

**Monitoring and Reporting Violation Report:**  
**CITY OF INGLESIDE PWS ID: TX2050002**

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DS01		DISTRIBUTION SYSTEM	
DBP PHASE 2		First Quarter 01/01/2014 - 03/31/2014	
<u>Analyte Code</u>	<u>Violation ID</u>	<u>Analyte</u>	<u>Rule Citation</u>
2456	90060337	TOTAL HALOACETIC ACIDS (HAA5)	30 TAC §290.115(f)(2) and §290.115(f)(4) - Monitoring and Reporting Violation
2950	90060336	TTHM	30 TAC §290.115(f)(2) and §290.115(f)(4) - Monitoring and Reporting Violation



## Texas Commission on Environmental Quality

*Protecting Texas by Reducing and Preventing Pollution*

## CERTIFICATE OF DELIVERY OF PUBLIC NOTICE TO CUSTOMERS

Public Water System (PWS) name: **CITY OF INGLESIDE**PWS ID (7-digit number required): **2050002**Type violation: **CHEMICAL MONITORING, ROUTINE MAJOR**

Time Period of violation:

The PWS named above has distributed the Public Notice (PN) for the type of violation and time period listed above by:

**Mail or direct delivery, to bill-paying customers as required by 30 TAC §290.122(c)(2) (A); and**

The information contained in this public notification is correct and complies with required public notification content in accordance with 30 TAC §290.122

**and; Make an adequate good-faith effort to reach non-bill-paying consumers by appropriate methods (check all below that apply):**

- ☐ Posting the PN on the internet at www.\_\_\_\_\_
- ☐ Mailing the PN to postal patrons within the service area that do not receive a bill
- ☐ Advertising the PN in news media
- ☐ Publication of PN in local newspaper
- ☐ Posting the PN in public places
- ☐ Delivery of multiple copies to single bill addresses serving several persons
- ☐ Delivery to community organizations
- ☐ Email notification

Date of Delivery to Customers \_\_\_\_\_

"I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fines and imprisonment for knowing violations."

Certified by: Name (print): \_\_\_\_\_ Title: \_\_\_\_\_  
Phone: \_\_\_\_\_ Email: \_\_\_\_\_  
Signature: \_\_\_\_\_ Date Signed: \_\_\_\_\_

Mail a copy of this completed form and a copy of the Public Notice that was delivered to your customers to:

**TCEQ - Drinking Water Inventory & Enforcement Team****Attn: Public Notice (MC-155)****P. O. Box 13087****Austin, TX 78711-3087**

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**Mandatory Language for Monitoring and Reporting Violation**  
**Chemical Sampling**  
**CHEMICAL MONITORING, ROUTINE MAJOR**

The **CITY OF INGLESIDE** water system PWS ID **2050002** has violated the monitoring and reporting requirements set by Texas Commission on Environmental Quality (TCEQ) in Chapter 30, Section 290, Subchapter F. Public water systems are required to collect and submit chemical samples of water provided to their customers, and report the results of those samples to the TCEQ on a regular basis.

We failed to monitor and/or report the following constituents \_\_\_\_\_

This/These violation(s) occurred in the monitoring period(s) \_\_\_\_\_

<monitoring period of violation>

Results of regular monitoring are an indicator of whether or not your drinking water is safe from chemical contamination. We did not complete all monitoring and/or reporting for chemical constituents, and therefore TCEQ cannot be sure of the safety of your drinking water during that time.

We are taking the following actions to address this issue:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

<corrective actions>

Please share this information with all people who drink this water, especially those who may not have received this notice directly (i.e., people in apartments, nursing homes, schools, and businesses). You can do this by posting this notice in a public place or distributing copies by hand or mail.

If you have questions regarding this matter, you may contact \_\_\_\_\_ at

<water system official's name>

<area code + phone number>

Posted /Delivered on: \_\_\_\_\_  
<Date Posted>

**Instructions for preparing the required Public Notice:**

Recopy the mandatory language above and insert the underlined information in the spaces indicated.

**Public Notice delivery timelines:**

The initial public notice shall be issued as soon as possible, but in no case later than **January 20, 2015**. Repeat public notice shall be issued every twelve months for as long as the violation persists. All notifications require the attached Certificate of Delivery due 10 days from the pasting date of the above notice.

Refer to 30 TAC §290.122 for additional information on Public Notification.

Bryan W. Shaw, Ph.D., P.E., Chairman  
Toby Baker, Commissioner  
Zak Covar, Commissioner  
Richard A. Hyde, P.E., Executive Director



PWS\_2050002\_CO\_20141023\_NOV  
RN101197655  
CN600642995

**Texas Commission on Environmental Quality**  
Protecting Texas by Reducing and Preventing Pollution

October 23, 2014

**Delivered Via Regular Mail**

DWQ/NOV/27/0999

**RECEIVED**

CITY OF INGLESIDE  
PETE PERKINS, MAYOR  
PO BOX 400  
INGLESIDE, TX 78362-0400

OCT 29 2014

**COPY**

**City of Ingleside**

**SUBJECT: Notice of Violation: CHLORINE MONITORING, ROUTINE (DBP), MAJOR**  
30 TAC § 290.110(e)(4)(A), § 290.110(f)(3) - Failure to Submit Disinfectant Level Quarterly  
Operating Report  
CITY OF INGLESIDE - PWSID: 2050002  
SAN PATRICIO County, TX

**This letter contains important information about compliance requirements for your  
public water system.**

Attention: Public Water System Owner / Manager / Operator

The Texas Commission on Environmental Quality (TCEQ) has determined that CITY OF INGLESIDE has a monitoring and reporting violation for failing to monitor the disinfectant residual within the distribution system or failing to submit a Disinfectant Level Quarterly Operating Report (DLQOR) to the TCEQ for the following compliance period, second quarter of 2014, as described in Title 30, Texas Administrative Code (30 TAC), §290.110. The attached Violation Report summarizes each violation by monitoring period and rule.

**PUBLIC NOTIFICATION REQUIRED BY: January 21, 2015**

The public notification requirements are described in 30 TAC §290.122 and include:

Within 90 days of notification of violation, at a minimum, you must provide notice by mail/direct delivery to bill-paying customers to which water is delivered. The public notice must use the enclosed mandatory language for every notice, and include a brief statement about what you plan to do to fix the problem as described in 30 TAC §290.122(d). This statement must describe what actions the water system is taking to correct the violation, and when the water system expects to return to compliance.

You are required to repeat the notice every twelve months for as long as the violation persists. You should use the same method that you used for the initial notice. Please send a copy of the public notification and a signed Certificate of Delivery for Public Notice to this office within 10 days after it has been delivered. Mail to:

**TCEQ - Drinking Water Inventory & Enforcement Team**  
**Attn: Public Notice (MC-155)**  
**P.O. Box 13087**  
**Austin, TX 78711-3087**

Please note that enforcement actions resulting from noncompliance may result in fines for each violations.

Public Water Systems are required to use the updated version of the DLQOR form available for download at:

<[http://www.tceq.texas.gov/drinkingwater/disinfection/dl\\_qor/dlqor\\_pdf.html](http://www.tceq.texas.gov/drinkingwater/disinfection/dl_qor/dlqor_pdf.html)>.

To view your public water system information, including the status of your violation(s), visit Texas Drinking Water Watch at: <<http://dww.tceq.texas.gov/DWW/>>

If you have questions regarding this **monitoring and reporting violation**, please contact:

Katie Murphy, DLQOR Compliance Coordinator  
Phone: (512)239-4706  
Email: KATIE.MURPHY@TCEQ.TEXAS.GOV

If you have questions regarding **public notice requirements**, please contact:

Kristine Krieg, Public Notice Compliance Coordinator  
Phone: 512-239-5723  
Fax: (512) 239-3666  
Email: Kristine.Krieg@tceq.texas.gov

Sincerely,



Gary Chauvin, Manager  
Public Drinking Water Section (MC-155)  
Water Supply Division  
Texas Commission on Environmental Quality

GC/av

Enclosures

cc: TCEQ Region 14



**Monitoring and Reporting Violation Report:**  
**CITY OF INGLESIDE PWS ID: TX2050002**

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DS01		DISTRIBUTION SYSTEM	
Second Quarter 04/01/2014 - 06/30/2014			
<u>Analyte Code</u>	<u>Violation ID</u>	<u>Analyte</u>	<u>Rule Citation</u>
0999	90060338	CHLORINE	30 TAC § 290.110(e)(4)(A), § 290.110(f)(2), § 290.110(f)(3) - Failure to Submit Disinfectant Level Quarterly Operating Report



Texas Commission on Environmental Quality  
*Protecting Texas by Reducing and Preventing Pollution*

CERTIFICATE OF DELIVERY OF PUBLIC NOTICE TO CUSTOMERS

Public Water System (PWS) name: **CITY OF INGLESIDE**

PWS ID (7-digit number required): **2050002**

Type violation: **CHLORINE MONITORING, ROUTINE (DBP), MAJOR**

Time Period of violation: **second quarter of 2014**

The PWS named above has distributed the Public Notice (PN) for the type of violation and time period listed above by:

**Mail or direct delivery, to bill-paying customers as required by 30 TAC §290.122(c)(2) (A); and**

The information contained in this public notification is correct and complies with required public notification content in accordance with 30 TAC §290.122

**and; Make an adequate good-faith effort to reach non-bill-paying consumers by appropriate methods (check all below that apply):**

- ☐ Posting the PN on the internet at www.
- ☐ Mailing the PN to postal patrons within the service area that do not receive a bill
- ☐ Advertising the PN in news media
- ☐ Publication of PN in local newspaper
- ☐ Posting the PN in public places
- ☐ Delivery of multiple copies to single bill addresses serving several persons
- ☐ Delivery to community organizations
- ☐ Email notification

Date of Delivery to Customers \_\_\_\_\_

"I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fines and imprisonment for knowing violations."

Certified by: Name (print): \_\_\_\_\_ Title: \_\_\_\_\_  
Phone: \_\_\_\_\_ Email: \_\_\_\_\_  
Signature: \_\_\_\_\_ Date Signed: \_\_\_\_\_

Mail a copy of this completed form and a copy of the Public Notice that was delivered to your customers to:

**TCEQ - Drinking Water Inventory & Enforcement Team**  
**Attn: Public Notice (MC-155)**  
**P. O. Box 13087**  
**Austin, TX 78711-3087**

**Mandatory Language for Monitoring and Reporting Violation  
Failure to Submit a Disinfectant Level Quarterly Operating Report (DLQOR)  
MONITORING, ROUTINE (DBP), MAJOR/CHLORINE**

The CITY OF INGLESIDE water system PWS ID 2050002 has violated the monitoring and reporting requirements set by Texas Commission on Environmental Quality (TCEQ) in Title 30, Texas Administrative Code (30 TAC), Section 290, Subchapter F. Public water systems are required to properly disinfect water before distribution, maintain acceptable disinfection residuals within the distribution system, monitor the disinfectant residual at various locations throughout the distribution system, and report the results of that monitoring to the TCEQ on a quarterly basis.

Results of regular monitoring are an indicator of whether or not your drinking water is safe from microbial contamination.

This/These violation(s) occurred in the monitoring period(s) \_\_\_\_\_  
<monitoring period of violation>

We are taking the following actions to address this issue:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
<corrective actions>

Please share this information with all people who drink this water, especially those who may not have received this notice directly (i.e., people in apartments, nursing homes, schools, and businesses). You can do this by posting this notice in a public place or distributing copies by hand or mail.

If you have questions regarding this matter, you may contact \_\_\_\_\_ at \_\_\_\_\_  
<area code + phone number> <water system official's name>

Posted /Delivered on: \_\_\_\_\_  
<Date Posted>

**Instructions for preparing the required Public Notice:**

Recopy the mandatory language above and insert the underlined information in the spaces indicated.

**Public Notice delivery timelines:**

The initial public notice shall be issued as soon as possible, but in no case later than **January 21, 2015**. Repeat public notice shall be issued every twelve months for as long as the violation persists. All notifications require the attached Certificate of Delivery due 10 days from the pasting date of the above notice.

Refer to 30 TAC §290.122 for additional information on Public Notification.

**Monitoring and Reporting Violation  
Chemical Sampling  
CHEMICAL MONITORING, ROUTINE MAJOR**

The **CITY OF INGLESIDE** water system PWS ID **2050002** has violated the monitoring and reporting requirements set by Texas Commission on Environmental Quality (TCEQ) in Chapter 30, Section 22.Q, Subchapter F.

Public water systems are required to collect and submit chemical samples of water provided to their customers, and report the results of those samples to the TCEQ on a regular basis.

We failed to monitor and/or report to **the Texas Commission on Environmental Quality and to all water customers for the City of Ingleside.**

This/These violation(s) occurred in the monitoring period of **January, February, & March 2014 (First Quarter 2014)**

Results of regular monitoring are an indicator of whether or not your drinking water is safe from chemical contamination. We did not complete all monitoring and/or reporting for chemical constituents, and therefore TCEQ cannot be sure of the safety of your drinking water during that time.

We are taking the following actions to address this issue:

**The City of Ingleside failed to pay a laboratory invoice to the Texas Department of State Health Services in a timely manner and therefore the results of the testing for the First Quarter 2014 were never reported to the Texas Commission on Environmental Quality.**

**All testing was completed in a timely manner and with satisfactory results.**

**The employee(s) responsible for reporting have been retrained in the city's existing procedures regarding required reporting to regulatory authorities. This will ensure that required reporting is done in a timely manner in the future.**

**If you have any questions regarding the routine chemical monitoring of the City of Ingleside water system, please contact the Director of Public Works at the telephone number listed below.**

Please share this information with all people who drink this water, especially those who may not have received this notice directly (i.e., people in apartments, nursing homes, schools, and businesses). You can do this by posting this notice in a public place or distributing copies by hand or mail.

If you have questions regarding this matter, you may **contact Donald Paty, Director of Public Works at (361) 776-7409 or [DPaty@inglesidetx.gov](mailto:DPaty@inglesidetx.gov)**

**Monitoring and Reporting Violation**  
**Failure to Submit a Disinfectant Level Quarterly Operating Report (DLQOR)**  
**MONITORING, ROUTINE (DBP), MAJOR/CHLORINE**

The CITY OF INGLESIDE water system PWS ID 2050002 has violated the monitoring and reporting requirements set by Texas Commission on Environmental Quality (TCEQ) in Title 30, Texas Administrative Code (30 TAC), Section 290, Subchapter F.

Public water systems are required to properly disinfect water before distribution, maintain acceptable disinfection residuals within the distribution system, monitor the disinfectant residual at various locations throughout the distribution system, and report the results of that monitoring to the TCEQ on a quarterly basis.

Results of regular monitoring are an indicator of whether or not your drinking water is safe from microbial contamination.

This/These violation(s) occurred in the monitoring period of **April, May, & June 2014 (2<sup>nd</sup> Quarter 2014)**

We are taking the following actions to address this issue:

**The required report on daily chlorine levels within the drinking water was not mailed to the Texas Commission on Environmental Quality in a timely manner. The actual chlorine testing was completed in a timely manner with satisfactory results. The employee(s) responsible for reporting have been retrained in the city's existing procedures regarding required reporting to regulatory authorities. This will ensure that required reporting is done in a timely manner in the future.**

**If you have questions regarding the quarterly DLQOR Report, please contact the Director of Public Works at the telephone number listed below.**

Please share this information with all people who drink this water, especially those who may not have received this notice directly (i.e., people in apartments, nursing homes, schools, and businesses). You can do this by posting this notice in a public place or distributing copies by hand or mail.

If you have questions regarding this matter, you may contact **Donald Paty, Director of Public Works** at (361) 776-7409 or [DPaty@inglesidetx.gov](mailto:DPaty@inglesidetx.gov)